

17. Jul. 2008 15:27

PEARL COHEN ZEDEK LATZER

No. 4924 P. 1

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**Certificate of Transmission**

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office (fax no. 571-273-8300) on July 17, 2008.

*Danielle Bernstein*  
Danielle Bernstein

Regarding the following Application:

Applicant(s): SIEGEL, Steven et al.

Examiner:

Serial No./ 10/585,611  
Patent No.:

Group Art Unit: 1615

Filed/ July 11, 2006  
Issue Date:

Attorney Docket No.: P-7562-US

Title: LONG-TERM DELIVERY FORMULATIONS AND METHODS OF USE  
THEREOF

**Please find:**

1. <input type="checkbox"/> Provisional Application Cover Sheet 2. <input type="checkbox"/> Utility Patent Application Transmittal 3. <input type="checkbox"/> RCE Transmittal Sheet 4. <input type="checkbox"/> Transmittal Sheet for Entering National Phase 5. <input type="checkbox"/> Design Patent Application Transmittal  6. <input type="checkbox"/> Fee Transmittal Sheet 7. <input type="checkbox"/> Utility or Design Patent Application Under 35 USC 111(a) <input type="checkbox"/> Provisional Patent Application Under 35 USC 111(b) <input type="checkbox"/> National Phase Patent Application Under 35 USC 371 Containing: _____ Pages of Specification _____ Pages of Claims _____ Page of Abstract _____ Pages of Formal Drawings _____ Pages of _____ 8. <input checked="" type="checkbox"/> Signed Declaration & Power of Attorney (4 Pages) 9. <input type="checkbox"/> Request for Correction of Recordation of Assign. and: - Recordation Cover Sheet - Copy of Notice of Recordation of Assignment 10. <input type="checkbox"/> Recordation of Assign. Cover Sheet & Signed Assign.	11. <input checked="" type="checkbox"/> Response to Notice to File Missing Parts (2 Pages) 12. <input type="checkbox"/> Response to Notice of Incomplete Reply ( _____ Pages) 13. <input type="checkbox"/> Request for Correction of Filing Receipt 14. <input type="checkbox"/> Information Disclosure Statement including: - Form PTO/SB/08 and - references _____ 15. <input type="checkbox"/> Preliminary Amendment ( _____ Pages) 16. <input type="checkbox"/> Response to Office Action dated _____ ( _____ Pages) 17. <input type="checkbox"/> Petition for a One Month(s) Extension of Time 18. <input type="checkbox"/> Terminal Disclaimer 19. <input type="checkbox"/> Notice of Appeal 20. <input type="checkbox"/> Appeal Brief ( _____ Pages) 21. <input type="checkbox"/> Issue/ Publication Fee Transmittal 22. <input type="checkbox"/> Submission of Formal Drawings: Two sets of _____ Sheets containing Figs. _____ 23. <input type="checkbox"/> Certified copy of Priority Doc. 24. <input type="checkbox"/> Claim for Convention Priority 25. <input type="checkbox"/> Revocation and Power of Attorney, including: - Statement Under 37 CFR 3.73(b) - Copy of Assignment 26. <input type="checkbox"/> Other:
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APPLICANTS: SIEGEL, Steven et al.  
 SERIAL NO: 10/585,611  
 FILED: July 11, 2006

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FEE CALCULATION					
<b>1. FILING FEE</b>					
		Large Entity Fee	Small Entity Fee		
Utility (electronic filing) Basic Filing Fee		N/A	\$75	0	
Utility Basic Filing Fee		\$310	\$155	0	
Utility Search Fee		\$510	\$255	0	
Utility Examination Fee		\$210	\$105	0	
Provisional		\$210	\$105	0	
Application Size Fee (over 100 pages, per 50)		\$260	\$130	0	
<b>2. EXTRA CLAIM FEES</b>					
Total Claims		-20 =	x \$50	=	
Independent Claims		- 3 =	x \$210	=	
Multiple Dependent			x \$370	=	
Large Entity Fee	Small Entity Fee	Fee Description			
\$50	\$25	Claims in excess of 20			
\$210	\$105	Independent claims in excess of 3			
\$370	\$185	Multiple dependent claim, if not paid			
<b>3. Fee for Petition for Extension of Time</b>					
Large Entity Fee	Small Entity Fee				
\$120	\$60	Extension for reply within first month			
\$460	\$230	Extension for reply within second month			
\$1,050	\$525	Extension for reply within third month			
\$1,640	\$820	Extension for reply within fourth month			
\$2,230	\$1,115	Extension for reply within fifth month			
<b>4. Surcharge Fee Under 37 CFR 1.16(f) or 1.492(h)</b>					
Large Entity Fee	Small Entity Fee				
Utility	\$130	\$65			
<b>5. Surcharge Fee Under 37 CFR 1.16(l)</b>					
Large Entity Fee	Small Entity Fee				
Provisional	\$50	\$25			
<b>TOTAL (all columns)</b> <span style="float: right;">\$65</span>					

If any additional fee is required, the undersigned hereby authorizes the Patent Office to charge such additional fee to Deposit Account 50-3355.

07/21/2008 BFREY1 00000046 503355 10585611  
 01 FC:2617 65.00 DA

Respectfully submitted,

  
 Mark S. Cohen  
 Attorney/Agent for Applicant(s)  
 Registration No. 42,425

Dated: July 17, 2008

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): SIEGEL, Steven et al. EXAMINER:

SERIAL NO.: 10/585,611 GROUP ART UNIT: 1615

FILED: July 11, 2006 ATTORNEY DOCKET No.: P-7562-US

FOR: LONG-TERM DELIVERY FORMULATIONS AND METHODS OF USE  
THEREOF

Mail Stop Missing Parts  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

In response to the Notice to File Missing Parts of Application under 37 CFR 1.53(b), mailed July 8, 2008 (a copy of which is enclosed), Applicant(s) submit herewith the following:

1.  an executed Declaration and Power of Attorney making reference to the above-identified application, and in compliance with 37 C.F.R. 1.63;
2.  Applicant(s) Claim Small Entity Status

A response is due September 8, 2008. Accordingly, this response is being timely filed.

The Patent Office is hereby authorized to charge Deposit Account 50-3355 in the amount of \$65, covering the following:

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[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.	
10/585,611 49443 Pearl Cohen Zedek Latzer, LLP 1500 Broadway 12th Floor New York, NY 10036	Steven Siegel	P-7562-US	
<b>Received</b> 10 JUL 2008 Pearl Cohen Zedek Latzer		INTERNATIONAL APPLICATION NO. PCT/US05/00884	
		I.A. FILING DATE 01/12/2005	PRIORITY DATE 01/12/2004
<b>CONFIRMATION NO. 7210</b> <b>371 FORMALITIES LETTER</b>			
 OC000000030774601			

Date Mailed: 07/08/2008

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371  
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- Indication of Small Entity Status
- Priority Document
- Copy of the International Application filed on 07/11/2006
- Copy of the International Search Report filed on 07/11/2006
- Oath or Declaration filed on 07/11/2006
- Small Entity Statement filed on 07/11/2006
- Request for Immediate Examination filed on 07/11/2006
- U.S. Basic National Fees filed on 07/11/2006
- Priority Documents filed on 07/11/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

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Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.htm>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

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FORM PCT/DO/EO/905 (371 Formalities Notice)

PAGE 9/9 \* RCVD AT 7/17/2008 9:39:09 AM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-4/12 \* DNIS:2738300 \* CSID:6464175511 \* DURATION (mm:ss):04:26